I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to

Attorney Docket No.: 019281-000700U

#9 #5 754/sy

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

March 5, 2004

TOWNSEND and TOWNSEND and CREW LLI

By: Cindy Bennett

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE CEIVED

In re application of:

John J. Sie et al.

Application No.: 09/687,138

Filed: October 12, 2000

For: LOCAL NEAR VIDEO ON

DEMAND STORAGE

Examiner: Bui, Kieu Oanh T.

MAR 1 6 2004

Technology Center 2600

Art Unit: 2611

FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER

37 CFR §1.97 and §1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A is being called to the attention of the Examiner. Copies of the references are enclosed.

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

03/15/2004 HVUONG1 00000152 201430 09687138

01 FC:1806

180.00 DA

. John J. Sie et al.

Application No.: 09/687,138

Page 2

This IDS is being filed before the mailing date of the final Office Action or Notice of Allowance.

Please charge the IDS fee of \$180 to Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Thomas D. Franklin Reg. No. 43,616

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, Eighth Floor San Francisco, California 94111-3834

Tel: 303-571-4000 Fax: 303-571-4321

TDF:cmb

60157964 v1